

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 18-1201**

**September Term, 2019**

FILED ON: JUNE 12, 2020

CIRCUS CIRCUS CASINOS, INC., D/B/A CIRCUS CIRCUS LAS VEGAS,  
PETITIONER

v.

NATIONAL LABOR RELATIONS BOARD,  
RESPONDENT

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Consolidated with 18-1211

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On Petition for Review and Cross-Application  
for Enforcement of an Order of  
the National Labor Relations Board

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Before: SRINIVASAN, *Chief Judge*, RAO, *Circuit Judge*, and RANDOLPH, *Senior Circuit Judge*

**J U D G M E N T**

These causes came on to be heard on the petition for review and cross-application for enforcement of an order of the National Labor Relations Board and were argued by counsel. On consideration thereof, it is

**ORDERED** and **ADJUDGED** that the petition for review be granted; the cross-application for enforcement be denied; the Board's order be vacated; and the case be remanded for further proceedings as to the unlawful termination finding only, in accordance with the opinion of the court filed herein this date.

**Per Curiam**

**FOR THE COURT:**  
Mark J. Langer, Clerk

BY: /s/

Daniel J. Reidy  
Deputy Clerk

Date: June 12, 2020

Opinion for the court filed by Circuit Judge Rao.

Opinion concurring in part and dissenting in part filed by Chief Judge Srinivasan.